



General Assembly

Bill No. 6901

June 19 Special Session,
2009

LCO No. 9473

*09473 _____ *

Referred to Committee on No Committee

Introduced by:

REP. DONOVAN, 84th Dist.

SEN. WILLIAMS, 29th Dist.

**AN ACT CONCERNING EDUCATOR CERTIFICATION AND
PROFESSIONAL DEVELOPMENT AND OTHER EDUCATION ISSUES.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 10-145a of the general statutes, as amended by
2 section 8 of public act 08-160, is repealed and the following is
3 substituted in lieu thereof (*Effective July 1, 2009*):

4 (a) The State Board of Education may, in accordance with section 10-
5 19 and such regulations and qualifications as it prescribes, issue
6 certificates of qualification to teach, to administer, to supervise or to
7 serve in other positions requiring certification pursuant to regulations
8 adopted by the State Board of Education in any public school in the
9 state and may revoke the same. Any such regulations shall provide
10 that the qualifications to maintain any administrator, supervisor or
11 special service certificate shall incorporate the continuing education
12 provisions of subsection [(l)] (i) of section 10-145b, as amended by this
13 act. The certificates of qualification issued under this section shall be
14 accepted by boards of education in lieu of any other certificate,

15 provided additional qualifications may be required by a board of
16 education, in which case the state certificate shall be accepted for such
17 subjects as it includes.

18 (b) Any candidate in a program of teacher preparation leading to
19 professional certification shall be encouraged to successfully complete
20 an intergroup relations component of such a program which shall be
21 developed with the participation of both sexes, and persons of various
22 ethnic, cultural and economic backgrounds. Such intergroup relations
23 program shall have the following objectives: (1) The imparting of an
24 appreciation of the contributions to American civilization of the
25 various ethnic, cultural and economic groups composing American
26 society and an understanding of the life styles of such groups; (2) the
27 counteracting of biases, discrimination and prejudices; and (3) the
28 assurance of respect for human diversity and personal rights. The State
29 Board of Education, the Board of Governors of Higher Education, the
30 Commission on Human Rights and Opportunities and the Permanent
31 Commission on the Status of Women shall establish a joint committee
32 composed of members of the four agencies, which shall develop and
33 implement such programs in intergroup relations.

34 (c) Any candidate in a program of teacher preparation leading to
35 professional certification shall be encouraged to complete a (1) health
36 component of such a program, which includes, but need not be limited
37 to, human growth and development, nutrition, first aid, disease
38 prevention and community and consumer health, and (2) mental
39 health component of such a program, which includes, but need not be
40 limited to, youth suicide, child abuse and alcohol and drug abuse.

41 (d) Any candidate in a program of teacher preparation leading to
42 professional certification shall be encouraged to complete a school
43 violence, bullying and suicide prevention and conflict resolution
44 component of such a program.

45 (e) On and after July 1, 1998, any candidate in a program of teacher
46 preparation leading to professional certification shall complete a

47 computer and other information technology skills component of such
48 program, as applied to student learning and classroom instruction,
49 communications and data management.

50 (f) On and after July 1, 2006, any program of teacher preparation
51 leading to professional certification shall include, as part of the
52 curriculum, instruction in literacy skills and processes that reflects
53 current research and best practices in the field of literacy training. Such
54 instruction shall be incorporated into requirements of student major
55 and concentration.

56 (g) On and after July 1, 2006, any program of teacher preparation
57 leading to professional certification shall include, as part of the
58 curriculum, instruction in the concepts of second language learning
59 and second language acquisition and processes that reflects current
60 research and best practices in the field of second language learning and
61 second language acquisition. Such instruction shall be incorporated
62 into requirements of student major and concentration.

63 (h) On and after July 1, 2012, any candidate entering a program of
64 teacher preparation leading to professional certification shall be
65 required to complete training in competency areas contained in the
66 professional teaching standards established by the State Board of
67 Education, including, but not limited to, development and
68 characteristics of learners, evidence-based and standards-based
69 instruction, evidence-based classroom and behavior management, and
70 assessment and professional behaviors and responsibilities.

71 Sec. 2. Section 10-145b of the general statutes is repealed and the
72 following is substituted in lieu thereof (*Effective July 1, 2009*):

73 (a) The State Board of Education, upon receipt of a proper
74 application, shall issue an initial educator certificate to any person who
75 has graduated (1) from a four-year baccalaureate program of teacher
76 education as approved by said state board, or (2) from a four-year
77 baccalaureate program approved by said state board or from a college

78 or university accredited by the board of governors or regionally
79 accredited, provided such person has taken such teacher training
80 equivalents as the State Board of Education shall require and, unless
81 such equivalents are taken at institutions outside of this state, as the
82 board of governors shall accredit. In addition, on and after July 1, 1993,
83 each applicant shall have completed a subject area major as defined by
84 the State Board of Education, except as provided in section 10 of this
85 act. Each such initial educator certificate shall be valid for three years,
86 except as provided in subsection (c) of this section, and may be
87 extended by the Commissioner of Education for an additional year for
88 good cause upon the request of the superintendent in whose school
89 district such person is employed or upon the request of the assessment
90 team reviewing such person's performance.

91 (b) During the period of employment in a public school, a person
92 holding an initial educator certificate shall (1) be under the supervision
93 of the superintendent of schools or of a principal, administrator or
94 supervisor designated by such superintendent who shall regularly
95 observe, guide and evaluate the performance of assigned duties by
96 such holder of an initial certificate, and (2) participate in a beginning
97 educator program if there is such a program for such person's
98 certification endorsement area.

99 (c) (1) The State Board of Education, upon request of a local or
100 regional board of education, shall issue a temporary ninety-day
101 certificate to any applicant in the certification endorsement areas of
102 elementary education, middle grades education, secondary academic
103 subjects, special subjects or fields, special education, early childhood
104 education and administration and supervision when the following
105 conditions are met:

106 (A) The employing agent of a board of education makes a written
107 request for the issuance of such certificate and attests to the existence
108 of a special plan for supervision of temporary ninety-day certificate
109 holders;

110 (B) The applicant meets the following requirements, except as
111 otherwise provided in subparagraph (C) of this subdivision:

112 (i) Holds a bachelor's degree from an institution of higher education
113 accredited by the Board of Governors of Higher Education or
114 regionally accredited with a major either in or closely related to the
115 certification endorsement area in which the requesting board of
116 education is placing the applicant or, in the case of secondary or
117 special subject or field endorsement area, possesses at least the
118 minimum total number of semester hours of credit required for the
119 content area, except as provided in section 10 of this act;

120 (ii) Has met the requirements pursuant to subsection (b) of section
121 10-145f, as amended by this act;

122 (iii) Presents a written application on such forms as the
123 Commissioner of Education shall prescribe;

124 (iv) Has successfully completed [a program of classroom
125 management and instructional methodology approved by the State
126 Board of Education and, within available appropriations, provided
127 under contract with an institution of higher education designated] an
128 alternate route to certification program provided by the Department of
129 Higher Education or public or independent institutions of higher
130 education, regional educational service centers or private teacher or
131 administrator training organizations and approved by the State Board
132 of Education;

133 (v) Possesses an undergraduate college overall grade point average
134 of at least "B" or, if the applicant has completed at least twenty-four
135 hours of graduate credit, possesses a graduate grade point average of
136 at least "B"; and

137 (vi) Presents supporting evidence of appropriate experience
138 working with children; and

139 (C) The Commissioner of Education may waive the requirements of

140 subparagraphs (B)(v) or (B)(vi), or both, of this subdivision upon a
141 showing of good cause.

142 (2) A person serving under a temporary ninety-day certificate shall
143 participate in a beginning support and assessment program pursuant
144 to section 10-220a, as amended by this act, which is specifically
145 designed by the state Department of Education for holders of
146 temporary ninety-day certificates.

147 (3) Notwithstanding the provisions of subsection (a) of this section
148 to the contrary, on and after July 1, 1989, the State Board of Education,
149 upon receipt of a proper application, shall issue an initial educator
150 certificate, which shall be valid for three years, to any person who has
151 taught successfully while holding a temporary ninety-day certificate
152 and meets the requirements pursuant to regulations adopted pursuant
153 to section 10-145d.

154 [(d) On and after July 1, 1986, and prior to July 1, 1989, a person
155 who has graduated (1) from a four-year baccalaureate program of
156 teacher education as approved by the state board, or (2) from a four-
157 year baccalaureate program approved by the state board or from a
158 college or university accredited by the Board of Governors of Higher
159 Education or regionally accredited, provided such person has taken
160 such teacher training equivalents as the State Board of Education shall
161 require and, unless such equivalents are taken at institutions outside of
162 this state, as the Board of Governors of Higher Education shall
163 accredit, shall be issued upon proper application a provisional
164 teaching certificate by the state board which shall be valid for up to ten
165 years.]

166 [(e)] (d) In order to be eligible to obtain a provisional teaching
167 certificate, a provisional educator certificate or an initial educator
168 certificate, each person shall be required to complete a course of study
169 in special education comprised of not fewer than thirty-six hours,
170 which shall include an understanding of the growth and development
171 of exceptional children, including handicapped and gifted and talented

172 children and children who may require special education, and
173 methods for identifying, planning for and working effectively with
174 special needs children in a regular classroom. Notwithstanding the
175 provisions of this subsection to the contrary, each applicant for such
176 certificates who has met all requirements for certification except the
177 completion of the course in special education shall be entitled to a
178 certificate (1) for a period not to exceed one year, provided the
179 applicant completed a teacher preparation program either in the state
180 prior to July 1, 1987, or outside the state, or completed the necessary
181 combination of professional experience or coursework as required by
182 the State Board of Education or (2) for a period not to exceed two years
183 if the applicant applies for certification in an area for which a
184 bachelor's degree is not required.

185 [(f) During the period of employment, a person holding a
186 provisional teaching certificate pursuant to subsection (d) of this
187 section shall be under the direct supervision of the superintendent of
188 schools or of a principal, administrator or supervisor designated by
189 such superintendent who shall regularly observe, guide and evaluate
190 the performance of assigned duties by such holder of a provisional
191 teaching certificate as well as cooperate with and counsel such holder
192 in accordance with the provisions of sections 10-145a to 10-145d,
193 inclusive, and 10-146b.]

194 [(g)] (e) On and after July 1, 1989, the State Board of Education,
195 upon receipt of a proper application, shall issue a provisional educator
196 certificate to any person who (1) has successfully completed a
197 beginning educator program and one school year of successful
198 teaching as attested to by the superintendent, or the superintendent's
199 designee, in whose local or regional school district such person was
200 employed, (2) has completed at least three years of successful teaching
201 in a public school in another state or a nonpublic school approved by
202 the State Board of Education or appropriate governing body in another
203 state within ten years prior to application for such provisional
204 educator certificate, as attested to by the superintendent, or the

205 superintendent's designee, in whose school district such person was
206 employed, or by the supervising agent of the nonpublic school in
207 which such person was employed, and has met preparation and
208 eligibility requirements for an initial educator certificate, [(3) has
209 taught successfully in public schools in this state for the 1988-1989
210 school year under a temporary emergency permit and has met the
211 preparation and eligibility requirements for an initial educator
212 certificate,] or [(4)] (3) has successfully taught with a provisional
213 teaching certificate for the year immediately preceding an application
214 for a provisional educator certificate as an employee of a local or
215 regional board of education or facility approved for special education
216 by the State Board of Education.

217 [(h) Prior to July 1, 1989, to qualify for a standard certificate, a
218 person who holds or has held a provisional teaching certificate
219 pursuant to subsection (d) of this section shall have completed thirty
220 credit hours of course work beyond the baccalaureate degree. Such
221 course work need not necessarily lead to a master's degree and may
222 include graduate or undergraduate courses. It shall consist of (1) a
223 planned program at an institution of higher education accredited by
224 the board of governors or regionally accredited or (2) an individual
225 program which is mutually determined or approved by the teacher
226 and the supervisory agent of the local or regional board of education
227 or by the supervisory agent of a nonpublic school approved by the
228 State Board of Education and which is designed to increase the ability
229 of the teacher to improve student learning. Such an individual
230 program may include course work taken at one or more institutions for
231 higher education approved by the board of governors and may include
232 in-service programs sponsored by local or regional boards of education
233 or nonpublic schools approved by the State Board of Education. Such
234 in-service programs shall have been approved by the joint
235 subcommittee of the Board of Governors of Higher Education and the
236 State Board of Education established pursuant to section 10-155b of the
237 revision of 1958, revised to January 1, 1983.

238 (i) Unless otherwise provided in regulations adopted under section
239 10-145d, in not less than three years nor more than ten years after the
240 issuance of a provisional teaching certificate pursuant to subsection (d)
241 of this section and upon the statement of the employing board of
242 education or nonpublic school approved by the State Board of
243 Education that the person who holds or has held a provisional
244 certificate has a record of competency in the discharge of his or her
245 duties during such provisional period, the state board, upon receipt of
246 a proper application, shall issue to a person who holds or has held a
247 provisional certificate, a standard teaching certificate prior to July 1,
248 1989, and a professional educator certificate on or after said date. A
249 signed recommendation from the superintendent of schools for the
250 local or regional board of education or by the superintendent of a
251 nonpublic school approved by the State Board of Education shall be
252 evidence of competency. Such recommendation shall state that the
253 person who holds or has held a provisional teaching certificate has
254 successfully completed at least three school years of satisfactory
255 teaching for one or more local or regional boards of education or
256 approved nonpublic schools. Each applicant for a certificate pursuant
257 to this subsection shall provide to the Department of Education, in
258 such manner and form as prescribed by the commissioner, evidence
259 that the applicant has successfully completed coursework pursuant to
260 subsection (h) or (j) of this section, as appropriate.]

261 (f) Any person holding a standard or permanent certificate on July
262 1, 1989, shall be eligible to receive upon application a professional
263 educator certificate to replace said standard or permanent certificate.
264 On and after July 1, 1989, standard and permanent certificates shall no
265 longer be valid.

266 [(j)] (g) On or after July 1, 1989, and prior to July 1, 2016, to qualify
267 for a professional educator certificate, a person who holds or has held a
268 provisional educator certificate under subsection [(g)] (e) of this section
269 shall have completed thirty credit hours of course work beyond the
270 baccalaureate degree. It is not necessary that such course work be

271 taken for a master's degree and such work may include graduate or
272 undergraduate courses. [Such course work shall consist of (1) a
273 planned program at an institution of higher education accredited by
274 the board of governors or regionally accredited and shall be related
275 directly to the subject areas or grade levels for which the person holds
276 endorsement or shall be in an area or areas related to the person's
277 ability to provide instruction effectively or to meet locally determined
278 goals and objectives or (2) an individual program which is mutually
279 determined or approved by the teacher and the supervisory agent of
280 the local or regional board of education or by the supervisory agent of
281 a nonpublic school approved by the State Board of Education. Such
282 program shall be designed to increase the ability of the teacher to
283 improve student learning.] On and after July 1, 2016, to qualify for a
284 professional educator certificate, a person who holds or has held a
285 provisional educator certificate under subsection (d) of this section
286 shall have completed thirty credit hours of graduate coursework at a
287 regionally accredited institution of higher education.

288 ~~[(k)]~~ (h) (1) Unless otherwise provided in regulations adopted under
289 section 10-145d, in not less than three years or more than eight years
290 after the issuance of a provisional educator certificate pursuant to
291 subsection ~~[(g)]~~ (e) of this section and upon the statement of the
292 superintendent, or the superintendent's designee, in whose school
293 district such certificate holder was employed, or the supervisory agent
294 of a nonpublic school approved by the State Board of Education, in
295 whose school such certificate holder was employed, that the
296 provisional educator certificate holder and such superintendent, or
297 such superintendent's designee, or supervisory agent have mutually
298 determined or approved an individual program pursuant to
299 subdivision (2) of subsection ~~[(j)]~~ (g) of this section and upon the
300 statement of such superintendent, or such superintendent's designee,
301 or supervisory agent that such certificate holder has a record of
302 competency in the discharge of such certificate holder's duties during
303 such provisional period, the state board upon receipt of a proper
304 application shall issue such certificate holder a professional educator

305 certificate. A signed recommendation from the superintendent of
306 schools, or the superintendent's designee, for the local or regional
307 board of education or from the supervisory agent of a nonpublic
308 school approved by the State Board of Education shall be evidence of
309 competency. Such recommendation shall state that the person who
310 holds or has held a provisional educator certificate has successfully
311 completed at least three school years of satisfactory teaching for one or
312 more local or regional boards of education or such nonpublic schools.
313 Each applicant for a certificate pursuant to this subsection shall
314 provide to the Department of Education, in such manner and form as
315 prescribed by the commissioner, evidence that the applicant has
316 successfully completed coursework pursuant to subsection [(h) or (j)]
317 (g) of this section, as appropriate. Notwithstanding the provisions of
318 this subsection, on and after July 1, 2012, experience teaching in a
319 nonpublic school shall not be accepted for purposes of issuing a
320 professional educator certificate, but may be accepted to renew the
321 provisional educator certificate.

322 (2) Upon receipt of a proper application, the State Board of
323 Education shall issue to a teacher from another state, territory or
324 possession of the United States or the District of Columbia or the
325 Commonwealth of Puerto Rico who (A) is nationally board certified by
326 an organization deemed appropriate by the Commissioner of
327 Education to issue such certifications, and (B) has taught in another
328 state, territory or possession of the United States or the District of
329 Columbia or the Commonwealth of Puerto Rico for a minimum of
330 three years in the preceding ten years (i) a provisional educator
331 certificate with the appropriate endorsement, or (ii) if such teacher has,
332 prior to July 1, 2016, completed thirty credit hours of undergraduate or
333 graduate coursework beyond the baccalaureate degree, [in accordance
334 with subdivision (1) of subsection (j) of this section] and on and after
335 July 1, 2016, completed thirty credit hours of graduate coursework, a
336 professional educator certificate with the appropriate endorsement,
337 subject to the provisions of subsection [(m)] (j) of this section relating
338 to denial of applications for certification.

339 [(l)] (i) (1) For certified employees of local and regional boards of
340 education, except as provided in this subdivision, each professional
341 educator certificate shall be valid for five years and continued every
342 five years thereafter upon the successful completion of professional
343 development activities which shall consist of not less than ninety hours
344 of continuing education, as determined by the local or regional board
345 of education in accordance with this section, or documented
346 completion of a national board certification assessment in the
347 appropriate endorsement area, during each successive five-year
348 period. (A) Such continuing education completed by certified
349 employees with an early childhood nursery through grade three or an
350 elementary endorsement who hold a position requiring such an
351 endorsement shall include at least fifteen hours of training in the
352 teaching of reading and reading readiness and assessment of reading
353 performance, including methods of teaching language skills necessary
354 for reading, reading comprehension skills, phonics and the structure of
355 the English language during each five-year period. (B) Such continuing
356 education requirement completed by certified employees with
357 elementary, middle grades or secondary academic endorsements who
358 hold a position requiring such an endorsement shall include at least
359 fifteen hours of training in the use of computers in the classroom
360 during each five-year period unless such employees are able to
361 demonstrate technology competency, in a manner determined by their
362 local or regional board of education, based on state-wide standards for
363 teacher competency in the use of technology for instructional purposes
364 adopted pursuant to section 4d-85. (C) Such continuing education
365 completed by (i) the superintendent of schools, and (ii) employees
366 employed in positions requiring an intermediate administrator or
367 supervisory certificate, or the equivalent thereof, and whose
368 administrative or supervisory duties equal at least fifty per cent of
369 their assigned time, shall include at least fifteen hours of training in the
370 evaluation of teachers pursuant to section 10-151b during each five-
371 year period. (D) In the case of certified employees with a bilingual
372 education endorsement who hold positions requiring such an

373 endorsement (i) in an elementary school and who do not hold an
374 endorsement in elementary education, such continuing education
375 taken on or after July 1, 1999, shall only count toward the ninety-hour
376 requirement if it is in language arts, reading and mathematics, and (ii)
377 in a middle or secondary school and who do not hold an endorsement
378 in the subject area they teach, such continuing education taken on or
379 after July 1, 1999, shall only count toward the ninety-hour requirement
380 if it is in such subject area or areas. On and after July 1, 2011, such
381 continuing education shall be as determined by the local or regional
382 board of education in full consideration of the provisions of this
383 section and the priorities and needs related to student outcomes as
384 determined by the State Board of Education. During each five-year
385 period in which a professional educator certificate is valid, a holder of
386 such certificate who has not completed the ninety hours of continuing
387 education required pursuant to this subdivision, and who has not been
388 employed while holding such certificate by a local or regional board of
389 education for all or part of the five-year period, shall, upon
390 application, be reissued such certificate for five years minus any period
391 of time such holder was employed while holding such certificate by a
392 local or regional board of education, provided there shall be only one
393 such reissuance during each five-year period in which such certificate
394 is valid. A certified employee of a local or regional board of education
395 who is a member of the General Assembly and who has not completed
396 the ninety hours of continuing education required pursuant to this
397 subdivision for continuation of a certificate, upon application, shall be
398 reissued a professional educator certificate for a period of time equal to
399 six months for each year the employee served in the General Assembly
400 during the previous five years. Continuing education hours completed
401 during the previous five years shall be applied toward such ninety-
402 hour requirement which shall be completed during the reissuance
403 period in order for such employee to be eligible to have a certificate
404 continued. The cost of the professional development activities required
405 under this subsection for certified employees of local or regional
406 boards of education shall be shared by the state and local or regional

407 boards of education, except for those activities identified by the State
408 Board of Education as the responsibility of the certificate holder. Each
409 local and regional board of education shall make available, annually, at
410 no cost to its certified employees not fewer than eighteen hours of
411 professional development activities for continuing education credit.
412 Such activities may be made available by a board of education directly,
413 through a regional educational service center or cooperative
414 arrangement with another board of education or through
415 arrangements with any continuing education provider approved by
416 the State Board of Education. Local and regional boards of education
417 shall grant continuing education credit for professional development
418 activities which the certified employees of the board of education are
419 required to attend, professional development activities offered in
420 accordance with the plan developed pursuant to subsection (b) of
421 section 10-220a, as amended by this act, or professional development
422 activities which the board may approve for any individual certified
423 employee. Each board of education shall determine the specific
424 professional development activities to be made available with the
425 advice and assistance of the teachers employed by such board,
426 including representatives of the exclusive bargaining unit for such
427 teachers pursuant to section 10-153b, and on and after July 1, 2011, in
428 full consideration of priorities and needs related to student outcomes
429 as determined by the State Board of Education. The time and location
430 for the provision of such activities shall be in accordance with either an
431 agreement between the board of education and the exclusive
432 bargaining unit pursuant to said section 10-153b or, in the absence of
433 such agreement or to the extent such agreement does not provide for
434 the time and location of all such activities, in accordance with a
435 determination by the board of education.

436 (2) Each local and regional board of education shall attest to the
437 state Department of Education, in such form and at such time as the
438 commissioner shall prescribe, that professional development activities
439 for which continuing education credit is granted by the board: (A) Are
440 planned in response to identified needs, (B) are provided by qualified

441 instructional personnel, as appropriate, (C) have the requirements for
442 participation in the activity shared with participants before the
443 commencement of the activity, (D) are evaluated in terms of its
444 effectiveness and its contribution to the attainment of school or
445 district-wide goals, and (E) are documented in accordance with
446 procedures established by the State Board of Education. At the end of
447 each five-year period each professional educator shall attest to the state
448 Department of Education, in such form and at such time as the
449 commissioner shall prescribe, that the professional educator has
450 successfully completed ninety hours of continuing education.

451 (3) In the event that the state Department of Education notifies the
452 local or regional board of education that the provisions of subdivision
453 (2) of this subsection have not been met and that specific corrective
454 action is necessary, the local or regional board of education shall take
455 such corrective action immediately. The department shall not
456 invalidate continuing education credit awarded prior to such notice.

457 ~~[(m)]~~ (j) (1) The State Board of Education may revoke any certificate,
458 authorization or permit issued pursuant to sections 10-144o to 10-149,
459 inclusive, as amended by this act, for any of the following reasons: (A)
460 The holder of the certificate, authorization or permit obtained such
461 certificate, authorization or permit through fraud or misrepresentation
462 of a material fact; (B) the holder has persistently neglected to perform
463 the duties for which the certificate, authorization or permit was
464 granted; (C) the holder is professionally unfit to perform the duties for
465 which the certificate, authorization or permit was granted; (D) the
466 holder is convicted in a court of law of a crime involving moral
467 turpitude or of any other crime of such nature that in the opinion of
468 the board continued holding of a certificate, authorization or permit by
469 the person would impair the standing of certificates, authorizations or
470 permits issued by the board; or (E) other due and sufficient cause. The
471 State Board of Education shall revoke any certificate, authorization or
472 permit issued pursuant to said sections if the holder is found to have
473 intentionally disclosed specific questions or answers to students or

474 otherwise improperly breached the security of any administration of a
475 state-wide examination pursuant to section 10-14n. In any revocation
476 proceeding pursuant to this section, the State Board of Education shall
477 have the burden of establishing the reason for such revocation by a
478 preponderance of the evidence. Revocation shall be in accordance with
479 procedures established by the State Board of Education pursuant to
480 chapter 54.

481 (2) When the Commissioner of Education is notified, pursuant to
482 section 10-149a or 17a-101i, as amended by this act, that a person
483 holding a certificate, authorization or permit issued by the State Board
484 of Education under the provisions of sections 10-144o to 10-149,
485 inclusive, as amended by this act, has been convicted of (A) a capital
486 felony, pursuant to section 53a-54b, (B) arson murder, pursuant to
487 section 53a-54d, (C) a class A felony, (D) a class B felony, except a
488 violation of section 53a-122, 53a-252 or 53a-291, (E) a crime involving
489 an act of child abuse or neglect as described in section 46b-120, or (F) a
490 violation of section 53-21, 53-37a, 53a-49, 53a-60b, 53a-60c, 53a-71, 53a-
491 72a, 53a-72b, 53a-73a, 53a-88, 53a-90a, 53a-99, 53a-103a, 53a-181c, 53a-
492 191, 53a-196, 53a-196c, 53a-216, 53a-217b or 21a-278 or subsection (a) of
493 section 21a-277, any certificate, permit or authorization issued by the
494 State Board of Education and held by such person shall be deemed
495 revoked and the commissioner shall notify such person of such
496 revocation, provided such person may request reconsideration
497 pursuant to regulations adopted by the State Board of Education, in
498 accordance with the provisions of chapter 54. As part of such
499 reconsideration process, the board shall make the initial determination
500 as to whether to uphold or overturn the revocation. The commissioner
501 shall make the final determination as to whether to uphold or overturn
502 the revocation.

503 (3) The State Board of Education may deny an application for a
504 certificate, authorization or permit for any of the following reasons: (A)
505 The applicant seeks to obtain a certificate, authorization or permit
506 through fraud or misrepresentation of a material fact; (B) the applicant

507 has been convicted in a court of law of a crime involving moral
508 turpitude or of any other crime of such nature that in the opinion of
509 the board issuance of a certificate, authorization or permit would
510 impair the standing of certificates, authorizations or permits issued by
511 the board; or (C) other due and sufficient cause. Any applicant denied
512 a certificate, authorization or permit shall be notified in writing of the
513 reasons for denial. Any applicant denied a certificate, authorization or
514 permit may request a review of such denial by the State Board of
515 Education.

516 (4) A person whose certificate, permit or authorization has been
517 revoked may not be employed in a public school during the period of
518 revocation.

519 (5) Any local or regional board of education or private special
520 education facility approved by the commissioner shall report to the
521 commissioner when an employee, who holds a certificate, permit or
522 authorization, is dismissed pursuant to subdivision (3) of subsection
523 (d) of section 10-151.

524 ~~[(n)]~~ (k) ~~[Within]~~ Not later than thirty days after receipt of
525 notification, any initial educator certificate holder who is not granted a
526 provisional educator certificate, ~~[or any provisional certificate holder~~
527 ~~who is not granted a standard certificate,]~~ or any provisional educator
528 ~~[or provisional teaching certificate]~~ holder who is not granted a
529 professional educator certificate, or any professional educator
530 certificate holder who is not granted a continuation, under the
531 provisions of sections 10-145a to 10-145d, inclusive, and 10-146b, may
532 appeal to the State Board of Education for reconsideration. Said board
533 shall review the records of the appropriate certification period, ~~[hold a~~
534 ~~hearing within sixty days if such]~~ and, if a hearing is requested in
535 writing, hold such hearing not later than sixty days after such request
536 and render a written decision [within thirty days] not later than thirty
537 days after the conclusion of such hearing. Any teacher aggrieved by
538 the decision of said board may appeal ~~[therefrom]~~ from such decision

539 in accordance with the provisions of section 4-183 and such appeal
540 shall be privileged with respect to assignment ~~[thereof]~~ of such appeal.

541 ~~[(o)]~~ (l) For the purposes of this section "supervisory agent" means
542 the superintendent of schools or the principal, administrator or
543 supervisor designated by such superintendent to provide direct
544 supervision to a provisional certificate holder.

545 ~~[(p)]~~ (m) Upon application to the State Board of Education for the
546 issuance of any certificate in accordance with this section and section
547 10-145d there shall be paid to the board by or on behalf of the
548 applicant a nonreturnable fee of one hundred dollars in the case of an
549 applicant for an initial educator certificate, two hundred dollars in the
550 case of an applicant for a provisional educator certificate and three
551 hundred dollars in the case of an applicant for a professional educator
552 certificate, except that applicants for certificates for teaching adult
553 education programs mandated under subdivision (1) of subsection (a)
554 of section 10-69 shall pay a fee of fifty dollars; persons eligible for a
555 certificate or endorsement for which the fee is less than that applied for
556 shall receive an appropriate refund; persons not eligible for any
557 certificate shall receive a refund of the application fee minus fifty
558 dollars; and persons holding standard or permanent certificates on
559 July 1, 1989, who apply for professional certificates to replace the
560 standard or permanent certificates, shall not be required to pay such a
561 fee. Upon application to the State Board of Education for the issuance
562 of a subject area endorsement there shall be paid to the board by or on
563 behalf of such applicant a nonreturnable fee of fifty dollars. With each
564 request for a duplicate copy of any such certificate or endorsement
565 there shall be paid to the board a nonreturnable fee of twenty-five
566 dollars.

567 Sec. 3. Section 10-145f of the general statutes is repealed and the
568 following is substituted in lieu thereof (*Effective July 1, 2009*):

569 (a) No person shall be formally admitted to a State Board of
570 Education approved teacher preparation program until such person

571 has achieved satisfactory scores on [all components, in one
572 administration, or, on and after January 1, 1995, has achieved
573 satisfactory scores on all components of] the state reading, writing and
574 mathematics competency examination prescribed by and administered
575 under the direction of the [board] State Board of Education, or has
576 [achieved a combined score of one thousand or more on a Scholastic
577 Aptitude Test administered on or before March 31, 1995, or a
578 combined score of eleven hundred or more on a Scholastic Aptitude
579 Test administered on or after April 1, 1995, or an equivalent score as
580 determined by the board on a test deemed equivalent by the board,
581 provided, if the Scholastic Aptitude Test or the equivalent test was a
582 non-English-language version, the person shall demonstrate a
583 satisfactory level of English proficiency as determined by the board on
584 a test prescribed by the board. Such competency examination shall be
585 conducted at least twice during each year] qualified for a waiver of
586 such test based on criteria established by the State Board of Education.

587 (b) (1) [Except as otherwise provided in subsection (i) of section 10-
588 145b, any] Any person who does not hold a valid certificate pursuant
589 to section 10-145b, as amended by this act, shall (A) achieve
590 satisfactory scores on [all components, in one administration, or, on
591 and after January 1, 1995, satisfactory scores on all components of] the
592 state reading, writing and mathematics competency examination
593 prescribed by and administered under the direction of the [board]
594 State Board of Education, or [achieve a combined score of one
595 thousand or more on a Scholastic Aptitude Test administered on or
596 before March 31, 1995, or a combined score of eleven hundred or more
597 on a Scholastic Aptitude Test administered on or after April 1, 1995, or
598 an equivalent score as determined by the board on a test deemed
599 equivalent by the board, provided, if the Scholastic Aptitude Test or
600 the equivalent test is a non-English-language version, the person shall
601 demonstrate a satisfactory level of English proficiency as determined
602 by the board on a test prescribed by the board] qualify for a waiver of
603 such test based on criteria approved by the State Board of Education,
604 and (B) achieve a satisfactory evaluation on the appropriate State

605 Board of Education approved subject area assessment in order to be
606 eligible for a certificate pursuant to said section unless such assessment
607 has not been approved by the State Board of Education at the time of
608 application, in which case the applicant shall not be denied a certificate
609 solely because of the lack of an evaluation on such assessment. A
610 person who holds a valid school administrator certificate in another
611 state that is at least equivalent to an initial educator certificate,
612 pursuant to section 10-145b, as determined by the State Board of
613 Education, and has successfully completed three years of experience as
614 a school administrator in a public school in another state or in a
615 nonpublic school approved by the appropriate state board of
616 education during the ten-year period prior to the date of application
617 for a certificate in a school administration endorsement area shall not
618 be required to meet the state reading, writing and mathematics
619 competency examination.

620 (2) Any person applying for an additional certification endorsement
621 shall achieve a satisfactory evaluation on the appropriate State Board
622 of Education approved subject area assessment in order to be eligible
623 for such additional endorsement, unless such assessment has not been
624 approved by the State Board of Education at the time of application, in
625 which case the applicant shall not be denied the additional
626 endorsement solely because of the lack of an evaluation on such
627 assessment. [The State Board of Education shall complete the
628 development of such area assessments for all appropriate
629 endorsements not later than December 1, 1990.]

630 (3) [(A)] On and after July 1, 1992, any teacher who held a valid
631 teaching certificate but whose certificate lapsed and who had
632 completed all requirements for the issuance of a new certificate
633 pursuant to section 10-145b, as amended by this act, except for filing
634 an application for such certificate, prior to the date on which the lapse
635 occurred, may file, within one year of the date on which the lapse
636 occurred, an application with the Commissioner of Education for the
637 issuance of such certificate. Upon the filing of such an application, the

638 commissioner may grant such certificate and such certificate shall be
639 retroactive to the date on which the lapse occurred, provided the
640 commissioner finds that the lapse of the certificate occurred as a result
641 of a hardship or extenuating circumstances beyond the control of the
642 applicant. If such teacher has attained tenure and is reemployed by the
643 same board of education in any equivalent unfilled position for which
644 the person is qualified as a result of the issuance of a certificate
645 pursuant to this subdivision, the lapse period shall not constitute a
646 break in employment for such person reemployed and shall be used
647 for the purpose of calculating continuous employment pursuant to
648 section 10-151. If such teacher has not attained tenure, the time
649 unemployed due to the lapse of a certificate shall not be counted
650 toward tenure, except that if such teacher is reemployed by the same
651 board of education as a result of the issuance of a certificate pursuant
652 to this subdivision, such teacher may count the previous continuous
653 employment immediately prior to the lapse towards tenure. Using
654 information provided by the Teachers' Retirement Board, the
655 Department of Education shall annually notify each local or regional
656 board of education of the name of each teacher employed by such
657 board of education whose provisional certificate will expire during the
658 period of twelve months following such notice. Upon receipt of such
659 notice the superintendent of each local and regional board of education
660 shall notify each such teacher in writing, at such teacher's last known
661 address, that the teacher's provisional certificate will expire. [(B)
662 Notwithstanding the provisions of this subdivision to the contrary, for
663 any teacher employed by a local or regional board of education or on
664 authorized leave from such a board of education, during the 1987-1988
665 school year, (i) whose teaching certificate lapsed on or after January 15,
666 1988, (ii) who successfully completed the competency examination in
667 accordance with the provisions of this section subsequent to the date
668 on which the lapse occurred, (iii) whose teaching certificate was
669 reissued subsequent to the date on which the lapse occurred, and (iv)
670 who was reemployed by the same board of education during the 1988-
671 1989 school year, such lapse period shall not constitute a break in

672 employment for such teacher and shall be used for the purpose of
673 calculating continuous employment pursuant to section 10-151.]

674 (4) Notwithstanding the provisions of this subsection to the
675 contrary, to be eligible for a certificate to teach subjects for which a
676 bachelor's degree is not required, any applicant who is otherwise
677 eligible for certification in such endorsement areas shall be entitled to a
678 certificate without having met the requirements of the competency
679 examination and subject area assessment pursuant to this subsection
680 for a period not to exceed two years, except that for a certificate to
681 teach skilled trades or trade-related or occupational subjects, the
682 commissioner may waive the requirement that the applicant take the
683 competency examination. The commissioner may, upon the showing
684 of good cause, extend the certificate.

685 (c) Notwithstanding the provisions of this section and section 10-
686 145b, as amended by this act, the following persons shall be eligible for
687 a nonrenewable temporary certificate: (1) A person who has resided in
688 a state other than Connecticut during the year immediately preceding
689 application for certification in Connecticut and meets the requirements
690 for certification, excluding successful completion of the competency
691 examination and subject matter assessment, if such person holds
692 current teacher certification in a state other than Connecticut and has
693 completed at least one year of successful teaching in another state in a
694 public school or a nonpublic school approved by the appropriate state
695 board of education, (2) a person who has graduated from a teacher
696 preparation program at a college or university outside of the state and
697 regionally accredited, and meets the requirements for certification,
698 excluding successful completion of the competency examination and
699 subject matter assessment, and (3) a person hired by a charter school
700 after July first in any school year for a teaching position that school
701 year, provided the person hired after said date could reasonably be
702 expected to complete the requirements prescribed in subparagraphs
703 (B) and (C) of subdivision (1) of subsection (c) of section 10-145b, [by
704 the commencement of the school year following the school year in

705 which such person held such temporary certificate] as amended by this
706 act. The nonrenewable temporary certificate shall be valid for one year
707 from the date it is issued. [Any board of education employing a person
708 who holds a nonrenewable temporary certificate issued pursuant to
709 the provisions of subdivision (2) of this subsection shall provide a
710 program to assist each such person who has not successfully
711 completed the competency examination by January fifteenth of the
712 school year in which such certificate was issued. Said program,
713 developed in consultation with the Department of Education, shall
714 include academic and classroom support service components. Each
715 such person who does not successfully complete said examination by
716 said January fifteenth shall participate in said program.]

717 (d) Any person who is first issued a certificate valid after July 1,
718 1989, or who is reissued a certificate after July 1, 1989, shall, except as
719 otherwise provided in this subsection, be required to achieve a
720 satisfactory evaluation on a professional knowledge clinical
721 assessment not later than the end of the second year of teaching in a
722 public school if hired prior to January first or, if hired on or after
723 January first, not later than the end of the second full school year of
724 teaching following the year in which such person was hired in order to
725 retain the certificate. The commissioner (1) may waive the requirement
726 that such satisfactory evaluation on a professional knowledge clinical
727 assessment be achieved upon a determination that such assessment is
728 not valid for the person's teaching assignment, or (2) upon a showing
729 of good cause, may extend the time limit for the assessment for a
730 period of time not exceeding two years. The requirement of a clinical
731 assessment shall not apply to any such person who has completed at
732 least three years of successful teaching in a public school or a
733 nonpublic school approved by the appropriate state board of
734 education during the ten years immediately preceding the date of
735 application or who successfully taught with a provisional teaching
736 certificate during the year immediately preceding an application for a
737 provisional educator certificate as an employee of a local or regional
738 board of education or facility approved for special education by the

739 State Board of Education. Notwithstanding the provisions of this
740 subsection, the State Board of Education may reissue an initial
741 educator certificate to a person who held such certificate and did not
742 achieve a satisfactory evaluation on a professional knowledge clinical
743 assessment provided the person submits evidence demonstrating
744 significant intervening study and experience, in accordance with
745 standards established by the State Board of Education.

746 (e) The board shall, by regulation, set all fees to be charged to each
747 person who applies to take the State Board of Education administered
748 competency examination, the subject area assessment or the
749 professional knowledge clinical assessment, which shall be not less
750 than seventy-five dollars for the competency examination and subject
751 area assessment for the elementary level. Notwithstanding the
752 provisions of this section to the contrary, the Commissioner of
753 Education may waive any fee under this section due to a candidate's
754 inability to pay.

755 (f) Notwithstanding the provisions of this section, any person who
756 holds a valid teaching certificate that is at least equivalent to an initial
757 educator certificate, as determined by the State Board of Education,
758 and such certificate is issued by a state other than Connecticut in the
759 subject area or endorsement area for which such person is seeking
760 certification in Connecticut shall not be required to successfully
761 complete the competency examination and subject matter assessment
762 pursuant to this section, if such person has either (1) successfully
763 completed at least three years of teaching experience in the subject area
764 for which such person is seeking certification in Connecticut in the past
765 ten years in a public school or a nonpublic school approved by the
766 appropriate state board of education in such other state, or (2) holds a
767 master's degree or higher in the subject area for which such person is
768 seeking certification in Connecticut.

769 Sec. 4. Subsection (d) of section 10-145h of the general statutes is
770 repealed and the following is substituted in lieu thereof (*Effective July*

771 1, 2009):

772 (d) (1) Notwithstanding subsection (a) of this section, for the period
773 from July 1, 2005, to [July 1, 2009] June 30, 2010, inclusive, the State
774 Board of Education shall require an applicant for certification as a
775 bilingual education teacher to demonstrate competency in English and
776 the other language of instruction as a condition of certification.
777 Competency in English shall be demonstrated by successful passage of
778 the oral proficiency test in English and an essential skills test approved
779 by the State Board of Education. Oral and written competency in the
780 other language shall be demonstrated by passage of an examination, if
781 available, of comparable difficulty as specified by the Department of
782 Education. If such an examination is not available, competency shall be
783 demonstrated by an appropriate alternative method as specified by the
784 department.

785 (2) Notwithstanding subsection (b) of this section, for the period
786 from July 1, 2005, to [July 1, 2009] June 30, 2010, inclusive, the State
787 Board of Education shall require persons seeking to become (A)
788 elementary level bilingual education teachers to be certified in (i)
789 bilingual education and achieve a satisfactory evaluation on the
790 appropriate State Board of Education approved assessment for
791 elementary education, or (ii) elementary education and have
792 completed six semester hours of credit in English as a second language
793 course work as approved by the State Board of Education, and (B)
794 secondary level bilingual education teachers to be certified in (i)
795 bilingual education and achieve a satisfactory evaluation on the
796 appropriate State Board of Education approved subject area
797 assessment, or (ii) the subject area they will teach and have completed
798 six semester hours of credit in English as a second language course
799 work as approved by the State Board of Education. Such certificates
800 shall be valid for subject-specific bilingual education. Certification in
801 elementary bilingual education shall be valid for grades kindergarten
802 to eight, inclusive, and certification in secondary subject-specific
803 bilingual education shall be valid for grades seven to twelve, inclusive.

804 Sec. 5. Section 10-145i of the general statutes is repealed and the
805 following is substituted in lieu thereof (*Effective July 1, 2009*):

806 Notwithstanding the provisions of sections 10-144o to 10-146b,
807 inclusive, as amended by this act, and 10-149, the State Board of
808 Education shall not issue or reissue any certificate, authorization or
809 permit pursuant to said sections if (1) the applicant for such certificate,
810 authorization or permit has been convicted of any of the following: (A)
811 A capital felony, as defined in section 53a-54b; (B) arson murder, as
812 defined in section 53a-54d; (C) any class A felony; (D) any class B
813 felony except a violation of section 53a-122, 53a-252 or 53a-291; (E) a
814 crime involving an act of child abuse or neglect as described in section
815 46b-120; or (F) a violation of section 53-21, 53-37a, 53a-49, 53a-60b, 53a-
816 60c, 53a-71, 53a-72a, 53a-72b, 53a-73a, 53a-88, 53a-90a, 53a-99, 53a-103a,
817 53a-181c, 53a-191, 53a-196, 53a-196c, 53a-216, 53a-217b or 21a-278 or a
818 violation of subsection (a) of section 21a-277, and (2) the applicant
819 completed serving the sentence for such conviction within the five
820 years immediately preceding the date of the application.

821 Sec. 6. Subsection (a) of section 10-146b of the general statutes is
822 repealed and the following is substituted in lieu thereof (*Effective July*
823 *1, 2009*):

824 (a) Any person who holds a provisional educator or provisional
825 teaching certificate or held such certificate within one year of
826 application for extension of such certificate and is unable to complete
827 the requirements for a professional educator certificate within the
828 period required, or any person who holds a professional educator
829 certificate or held such certificate within one year of application for
830 extension of such certificate and is unable to complete the
831 requirements for continuation of such professional educator certificate
832 within the period required may appeal to [said board] the
833 commissioner for an extension of the applicable period for good cause,
834 [and said board, if it] If the commissioner finds a hardship exists in the
835 case of such person or [if it] finds an emergency situation because of a

836 shortage of certified teachers in the school district where such person is
837 employed, the commissioner may extend such certificate for no more
838 than twenty-four months, effective as of or retroactive to the expiration
839 date of such certificate, [such applicable period within which such
840 person shall complete such requirements for such time as to said board
841 seems reasonable,] provided not more than one extension shall be
842 granted to such person and, provided further, the record of such
843 person is satisfactory under the provisions of sections 10-145a to 10-
844 145d, inclusive, as amended by this act, and this section. For the
845 purposes of section 10-151, any lapse period pursuant to this section
846 shall not constitute a break in employment for such person if
847 reemployed and shall be used for the purpose of calculating
848 continuous employment.

849 Sec. 7. Section 10-146c of the general statutes is repealed and the
850 following is substituted in lieu thereof (*Effective July 1, 2009*):

851 [The Interstate Agreement on Qualification of Educational
852 Personnel is hereby enacted into law and entered into by this state
853 with all states legally joining therein, in the form substantially as
854 follows:

855 Article I
856 Purpose, Findings, and Policy

857 1. The states party to this agreement, desiring by common action to
858 improve their respective school systems by utilizing the teacher or
859 other professional educational person wherever educated, declare that
860 it is the policy of each of them, on the basis of cooperation with one
861 another, to take advantage of the preparation and experience of such
862 persons wherever gained, thereby serving the best interests of society,
863 of education, and of the teaching profession. It is the purpose of this
864 agreement to provide for the development and execution of such
865 programs of cooperation as will facilitate the movement of teachers
866 and other professional educational personnel among the states party to

867 it, and to authorize specific interstate educational personnel contracts
868 to achieve that end.

869 2. The party states find that included in the large movement of
870 population among all sections of the nation are many qualified
871 educational personnel who move for family and other personal
872 reasons but who are hindered in using their professional skill and
873 experience in their new locations. Variations from state to state in
874 requirements for qualifying educational personnel discourage such
875 personnel from taking the steps necessary to qualify in other states. As
876 a consequence, a significant number of professionally prepared and
877 experienced educators is lost to our school systems. Facilitating the
878 employment of qualified educational personnel, without reference to
879 their states of origin, can increase the available educational resources.
880 Participation in this compact can increase the availability of
881 educational manpower.

882 Article II
883 Definitions

884 As used in this agreement and contracts made pursuant to it, unless
885 the context clearly requires otherwise:

886 1. "Educational personnel" means persons who must meet
887 requirements pursuant to state law as a condition of employment in
888 educational programs.

889 2. "Designated state official" means the education official of a state
890 selected by that state to negotiate and enter into, on behalf of his state,
891 contracts pursuant to this agreement.

892 3. "Accept", or any variant thereof, means to recognize and give
893 effect to one or more determinations of another state relating to the
894 qualifications of educational personnel in lieu of making or requiring a
895 like determination that would otherwise be required by or pursuant to
896 the laws of a receiving state.

897 4. "State" means a state, territory, or possession of the United States;
898 the District of Columbia; or the Commonwealth of Puerto Rico.

899 5. "Originating state" means a state (and the subdivisions thereof, if
900 any) whose determination that certain educational personnel are
901 qualified to be employed for specific duties in schools is acceptable in
902 accordance with the terms of a contract made pursuant to Article III.

903 6. "Receiving state" means a state (and the subdivisions thereof)
904 which accept educational personnel in accordance with the terms of a
905 contract made pursuant to Article III.

906 **Article III**
907 **Interstate Educational Personnel Contracts**

908 1. The designated state official of a party state may make one or
909 more contracts on behalf of his state with one or more other party
910 states providing for the acceptance of educational personnel. Any such
911 contract for the period of its duration shall be applicable to and
912 binding on the states whose designated state officials enter into it, and
913 the subdivisions of those states, with the same force and effect as if
914 incorporated in this agreement. A designated state official may enter
915 into a contract pursuant to this article only with states in which he
916 finds that there are programs of education, certification standards or
917 other acceptable qualifications that assure preparation or qualification
918 of educational personnel on a basis sufficiently comparable, even
919 though not identical to that prevailing in his own state.

920 2. Any such contract shall provide for:

921 (a) Its duration.

922 (b) The criteria to be applied by an originating state in qualifying
923 educational personnel for acceptance by a receiving state.

924 (c) Such waivers, substitutions, and conditional acceptances as shall
925 aid the practical effectuation of the contract without sacrifice of basic

926 educational standards.

927 (d) Any other necessary matters.

928 3. No contract made pursuant to this agreement shall be for a term
929 longer than five years but any such contract may be renewed for like
930 or lesser periods.

931 4. Any contract dealing with acceptance of educational personnel on
932 the basis of their having completed an educational program shall
933 specify the earliest date or dates on which originating state approval of
934 the program or programs involved can have occurred. No contract
935 made pursuant to this agreement shall require acceptance by a
936 receiving state of any persons qualified because of successful
937 completion of a program prior to January 1, 1954.

938 5. The certification or other acceptance of a person who has been
939 accepted pursuant to the terms of a contract shall not be revoked or
940 otherwise impaired because the contract has expired or been
941 terminated. However, any certificate or other qualifying document
942 may be revoked or suspended on any ground which would be
943 sufficient for revocation or suspension of a certificate or other
944 qualifying document initially granted or approved in the receiving
945 state.

946 6. A contract committee composed of the designated state officials of
947 the contracting states or their representatives shall keep the contract
948 under continuous review, study means of improving its
949 administration, and report no less frequently than once a year to the
950 heads of the appropriate education agencies of the contracting states.

951 Article IV

952 Approved and Accepted Programs

953 1. Nothing in this agreement shall be construed to repeal or
954 otherwise modify any law or regulation of a party state relating to the

955 approval of programs of educational preparation having effect solely
956 on the qualification of educational personnel within that state.

957 2. To the extent that contracts made pursuant to this agreement deal
958 with the educational requirements for the proper qualification of
959 educational personnel, acceptance of a program of educational
960 preparation shall be in accordance with such procedures and
961 requirements as may be provided in the applicable contract.

962 Article V
963 Interstate Cooperation

964 The party states agree that:

965 1. They will, so far as practicable, prefer the making of multilateral
966 contracts pursuant to Article III of this agreement.

967 2. They will facilitate and strengthen cooperation in interstate
968 certification and other elements of educational personnel qualification
969 and for this purpose shall cooperate with agencies, organizations, and
970 associations interested in certification and other elements of
971 educational personnel qualification.

972 Article VI
973 Agreement Evaluation

974 The designated state officials of any party states may meet from
975 time to time as a group to evaluate progress under the agreement, and
976 to formulate recommendations for changes.

977 Article VII
978 Other Arrangements

979 Nothing in this agreement shall be construed to prevent or inhibit
980 other arrangements or practices of any party state or states to facilitate
981 the interchange of educational personnel.

982

Article VIII

983

Effect and Withdrawal

984

985 1. This agreement shall become effective when enacted into law by
986 two states. Thereafter it shall become effective as to any state upon its
enactment of this agreement.

987

988 2. Any party state may withdraw from this agreement by enacting a
989 statute repealing the same, but no such withdrawal shall take effect
990 until one year after the Governor of the withdrawing state has given
991 notice in writing of the withdrawal to the Governors of all other party
states.

992

993 3. No withdrawal shall relieve the withdrawing state of any
994 obligation imposed upon it by a contract to which it is a party. The
995 duration of contracts and the methods and conditions of withdrawal
therefrom shall be those specified in their terms.

996

Article IX

997

Construction and Severability

998 This agreement shall be liberally construed so as to effectuate the
999 purposes thereof. The provisions of this agreement shall be severable
1000 and if any phrase, clause, sentence, or provision of this agreement is
1001 declared to be contrary to the constitution of any state or of the United
1002 States, or the application thereof to any government, agency, person,
1003 or circumstances is held invalid, the validity of the remainder of this
1004 agreement and the applicability thereof to any government, agency,
1005 person, or circumstance shall not be affected thereby. If this agreement
1006 shall be held contrary to the constitution of any state participating
1007 therein, the agreement shall remain in full force and effect as to the
1008 state affected as to all severable matters.] The Commissioner of
1009 Education, or the commissioner's designee, as agent for the state may
1010 establish or join interstate agreements to facilitate the certification of
1011 qualified educators, provided candidates for certification, at a
1012 minimum, hold a bachelor's degree from a regionally accredited

1013 college or university, fulfill assessment requirements as approved by
1014 the State Board of Education and meet all conditions as mandated by
1015 such interstate agreement.

1016 Sec. 8. Section 10-221d of the general statutes is repealed and the
1017 following is substituted in lieu thereof (*Effective July 1, 2009*):

1018 (a) [On and after July 1, 1994, each] Each local and regional board of
1019 education shall (1) require each applicant for a position in a public
1020 school to state whether such person has ever been convicted of a crime
1021 or whether criminal charges are pending against such person at the
1022 time of such person's application, (2) require, subject to the provisions
1023 of subsection (d) of this section, each person hired by the board after
1024 July 1, 1994, to submit to state and national criminal history records
1025 checks within thirty days from the date of employment and may
1026 require, subject to the provisions of subsection (d) of this section, any
1027 person hired prior to said date to submit to state and national criminal
1028 history records checks, and (3) require each worker (A) placed within a
1029 school under a public assistance employment program, [or] (B)
1030 employed by a provider of supplemental services pursuant to the No
1031 Child Left Behind Act, P.L. 107-110, or (C) on and after July 1, 2010, in
1032 a nonpaid, noncertified position completing preparation requirements
1033 for the issuance of an educator certificate pursuant to chapter 166, who
1034 performs a service involving direct student contact to submit to state
1035 and national criminal history records checks within thirty days from
1036 the date such worker begins to perform such service. The criminal
1037 history records checks required by this subsection shall be conducted
1038 in accordance with section 29-17a. If the local or regional board of
1039 education receives notice of a conviction of a crime which has not
1040 previously been disclosed by such person to the board, the board may
1041 (i) terminate the contract of a certified employee, in accordance with
1042 the provisions of section 10-151, and (ii) dismiss a noncertified
1043 employee provided such employee is notified of the reason for such
1044 dismissal, is provided the opportunity to file with the board, in
1045 writing, any proper answer to such criminal conviction and a copy of

1046 the notice of such criminal conviction, the answer and the dismissal
1047 order are made a part of the records of the board. In addition, if the
1048 local or regional board of education receives notice of a conviction of a
1049 crime by a person (I) holding a certificate, authorization or permit
1050 issued by the State Board of Education, [or] (II) employed by a
1051 provider of supplemental services, or (III) on and after July 1, 2010, in a
1052 nonpaid, noncertified position completing preparation requirements
1053 for the issuance of an educator certificate pursuant to chapter 106, the
1054 local or regional board of education shall send such notice to the State
1055 Board of Education. The supervisory agent of a private school may
1056 require any applicant for a position in such school or any employee of
1057 such school to submit to state and national criminal history records
1058 checks in accordance with the procedures described in this subsection.

1059 (b) If a local or regional board of education, endowed or
1060 incorporated academy approved by the State Board of Education
1061 pursuant to section 10-34, or special education facility approved by the
1062 State Board of Education pursuant to section 10-76d requests, a
1063 regional educational service center shall arrange for the fingerprinting
1064 of any person required to submit to state and national criminal history
1065 records checks pursuant to this section or for conducting any other
1066 method of positive identification required by the State Police Bureau of
1067 Identification or the Federal Bureau of Investigation and shall forward
1068 such fingerprints or other positive identifying information to the State
1069 Police Bureau of Identification which shall conduct criminal history
1070 records checks in accordance with section 29-17a. Such regional
1071 educational service centers shall provide the results of such checks to
1072 such local or regional board of education, endowed or incorporated
1073 academy or special education facility. Such regional educational
1074 service centers shall provide such results to any other local or regional
1075 board of education or regional educational service center upon the
1076 request of such person.

1077 (c) State and national criminal history records checks for substitute
1078 teachers completed within one year prior to the date of employment

1079 with a local or regional board of education and submitted to the
1080 employing board of education shall meet the requirements of
1081 subdivision (2) of subsection (a) of this section. A local or regional
1082 board of education shall not require substitute teachers to submit to
1083 state and national criminal history records checks pursuant to
1084 subdivision (2) of subsection (a) of this section if they are continuously
1085 employed by such local or regional board of education. For purposes
1086 of this section, substitute teachers shall be deemed to be continuously
1087 employed by a local or regional board of education if they are
1088 employed at least one day of each school year by such local or regional
1089 board of education.

1090 (d) (1) The provisions of this section shall not apply to a person
1091 required to submit to a criminal history records check pursuant to the
1092 provisions of subsection (d) of section 14-44.

1093 (2) The provisions of this section shall not apply to a student
1094 employed by the local or regional school district in which the student
1095 attends school.

1096 (3) The provisions of subsection (a) of this section requiring state
1097 and national criminal history records checks shall, at the discretion of a
1098 local or regional board of education, apply to a person employed by a
1099 local or regional board of education as a teacher for a noncredit adult
1100 class or adult education activity, as defined in section 10-67, who is not
1101 required to hold a teaching certificate pursuant to section 10-145b, as
1102 amended by this act, for his or her position.

1103 (e) The State Board of Education shall submit, periodically, a
1104 database of applicants for an initial issuance of certificate,
1105 authorization or permit pursuant to sections 10-144o to 10-149,
1106 inclusive, as amended by this act, to the State Police Bureau of
1107 Identification. The State Police Bureau of Identification shall conduct a
1108 state criminal history records check against such database and notify
1109 the State Board of Education of any such applicant who has a criminal
1110 conviction. The State Board of Education shall not issue a certificate,

1111 authorization or permit until it receives and evaluates the results of
1112 such check and may deny an application in accordance with the
1113 provisions of subsection [(m)] (j) of section 10-145b, as amended by this
1114 act.

1115 (f) The State Board of Education shall submit, periodically, a
1116 database of all persons who hold certificates, authorizations or permits
1117 to the State Police Bureau of Identification. The State Police Bureau of
1118 Identification shall conduct a state criminal history records check
1119 against such database and shall notify the State Board of Education of
1120 any such person who has a criminal conviction. The State Board of
1121 Education may revoke the certificate, authorization or permit of such
1122 person in accordance with the provisions of subsection [(m)] (j) of
1123 section 10-145b, as amended by this act.

1124 Sec. 9. Subdivision (7) of section 10-144o of the general statutes is
1125 repealed and the following is substituted in lieu thereof (*Effective July*
1126 *1, 2009*):

1127 (7) "Professional educator certificate" means a license to teach issued
1128 on or after July 1, 1989, initially to a person who has successfully
1129 completed not less than three school years of teaching in a public
1130 school or nonpublic school approved by the State Board of Education
1131 while holding a provisional educator or provisional teaching certificate
1132 and has successfully completed not fewer than thirty semester hours of
1133 credit beyond a bachelor's degree. Said certificate shall be continued
1134 every five years after issuance upon the successful completion of [not
1135 less than ninety hours of] continuing education, in accordance with
1136 subsection [(l)] (i) of section 10-145b, as amended by this act, during
1137 each successive five-year period. The successful completion of
1138 continuing education units shall only be required for certified
1139 employees of local and regional boards of education.

1140 Sec. 10. (NEW) (*Effective July 1, 2009*) On and after July 1, 2010, the
1141 State Board of Education shall allow an applicant for certification to
1142 teach in a subject shortage area pursuant to section 10-8b of the general

1143 statutes, or a certified employee seeking to teach in such a subject
1144 shortage area to substitute achievement of an excellent score, as
1145 determined by the State Board of Education, on any appropriate State
1146 Board of Education approved subject area assessment for the subject
1147 area requirements for certification pursuant to section 10-145f of the
1148 general statutes, as amended by this act.

1149 Sec. 11. (NEW) (*Effective July 1, 2009*) (a) Subject to the provisions of
1150 subsection (g) of this section, the State Board of Education, upon the
1151 request of a local or regional board of education or a regional
1152 educational service center, may issue an adjunct instructor permit to
1153 any applicant with specialized training, experience or expertise in the
1154 arts, as defined in subsection (a) of section 10-16b of the general
1155 statutes. Such permit shall authorize a person to hold a part-time
1156 position, of no more than fifteen classroom instructional hours per
1157 week at a part-time interdistrict arts magnet high school in existence
1158 on July 1, 2009, and approved pursuant to section 10-264l of the
1159 general statutes, as amended by this act, or the Cooperative Arts and
1160 Humanities Magnet High School, as a teacher of art, music, dance,
1161 theater or any other subject related to such holder's artistic specialty.
1162 Except as provided in subsection (g) of this section, such applicant
1163 shall (1) hold a bachelor's degree from an institution of higher
1164 education accredited by the Board of Governors of Higher Education
1165 or regionally accredited, (2) have a minimum of three years of work
1166 experience in the arts, or one year of work experience and two years of
1167 specialized schooling related to such applicant's artistic specialty, and
1168 (3) attest to the State Board of Education that he or she has at least one
1169 hundred eighty hours of cumulative experience working with
1170 children, in a private or public setting, including, but not limited to,
1171 afterschool programs, group lessons, children's theater, dance studio
1172 lessons and artist-in-residence programs, or at least two years
1173 experience as a full-time faculty member at an institution of higher
1174 education.

1175 (b) During the period of employment in such part-time interdistrict

1176 arts magnet high school or the Cooperative Arts and Humanities
1177 Magnet High School, a person holding an adjunct instructor permit
1178 shall be under the supervision of the superintendent of schools or of a
1179 principal, administrator or supervisor designated by such
1180 superintendent who shall regularly observe, guide and evaluate the
1181 performance of assigned duties by such holder of an adjunct instructor
1182 permit.

1183 (c) Each such adjunct instructor permit shall be valid for three years
1184 and may be renewed by the Commissioner of Education for good
1185 cause upon the request of the superintendent of schools for the district
1186 employing such person or the regional educational service center
1187 operating such part-time interdistrict arts magnet high school or the
1188 Cooperative Arts and Humanities Magnet High School employing
1189 such person.

1190 (d) Any board of education or regional educational service center
1191 employing a person who holds an adjunct instructor permit issued
1192 under this section shall provide a program to assist each such person.
1193 Such program, developed in consultation with the Department of
1194 Education, shall include academic and classroom support service
1195 components.

1196 (e) No person holding an adjunct instructor permit shall fill a
1197 position that will result in the displacement of any person holding a
1198 teaching certificate under section 10-145b of the general statutes, as
1199 amended by this act, who is already employed at such part-time
1200 interdistrict arts magnet high school or the Cooperative Arts and
1201 Humanities Magnet High School.

1202 (f) Any person holding an adjunct instructor permit pursuant to this
1203 section shall not be deemed to be eligible for membership in the
1204 teachers' retirement system solely by reason of such permit, provided
1205 any such person who holds a regular teacher's certificate issued by the
1206 State Board of Education shall not be excluded from membership in
1207 said system.

1208 (g) Any person who, prior to July 1, 2009, was employed as a
1209 teacher of art, music, dance, theater or any other subject related to such
1210 person's artistic specialty in a part-time interdistrict arts magnet high
1211 school approved pursuant to section 10-264l of the general statutes, as
1212 amended by this act, or the Cooperative Arts and Humanities Magnet
1213 High School for at least one year shall qualify for and be granted an
1214 adjunct instructor permit.

1215 Sec. 12. (NEW) (*Effective July 1, 2009*) On or before January 1, 2010,
1216 the Attorney General, in consultation with the Commissioners of
1217 Education and Higher Education, shall report, in accordance with the
1218 provisions of section 11-4a of the general statutes, to the joint standing
1219 committee of the General Assembly having cognizance of matters
1220 relating to education on any investigation conducted regarding
1221 behavior analysis services for children with autism spectrum disorder
1222 performed in the state. Such report shall include any findings based on
1223 such investigation, recommendations for statutory changes and
1224 recommendations for an appropriate in-state certifying agency for
1225 behavioral analysis services.

1226 Sec. 13. (NEW) (*Effective July 1, 2009*) (a) The State Board of
1227 Education, upon receipt of a proper application, shall issue a resident
1228 teacher certificate to any applicant in the certification endorsement
1229 areas of elementary education, middle grades education, secondary
1230 academic subjects, special subjects or fields, special education, early
1231 childhood education and administration and supervision, who (1)
1232 holds a bachelor's degree from an institution of higher education
1233 accredited by the Board of Governors of Higher Education or
1234 regionally accredited, (2) possesses a minimum undergraduate college
1235 cumulative grade point average of 3.00, (3) has achieved a qualifying
1236 score, as determined by the State Board of Education, on the
1237 appropriate State Board of Education approved subject area
1238 assessment, and (4) is enrolled in an alternate route to certification
1239 program, approved by the State Board of Education, that meets the
1240 guidelines established by the No Child Left Behind Act, P.L. 107-110.

1241 (b) Each such resident teacher certificate shall be valid for one year,
1242 and may be extended by the Commissioner of Education for an
1243 additional one year for good cause upon the request of the
1244 superintendent of schools for the school district employing such
1245 person.

1246 (c) During the period of employment in a public school, a person
1247 holding a resident teacher certificate shall be the teacher of record and
1248 be under the supervision of the superintendent of schools or of a
1249 principal, administrator or supervisor designated by such
1250 superintendent who shall regularly observe, guide and evaluate the
1251 performance of assigned duties by such holder of a resident teacher
1252 certificate.

1253 (d) Notwithstanding the provisions of subsection (a) of section 10-
1254 145b of the general statutes, on and after July 1, 2009, the State Board of
1255 Education, upon receipt of a proper application, shall issue an initial
1256 educator certificate, which shall be valid for three years, to any person
1257 who (1) successfully completed an alternate route to certification
1258 program, approved by the State Board of Education, that meets the
1259 guidelines established by the No Child Left Behind Act, P.L. 107-110,
1260 (2) taught successfully as the teacher of record while holding a resident
1261 teacher certificate, and (3) meets the requirements established in
1262 subsection (b) of section 10-145f of the general statutes, as amended by
1263 this act.

1264 Sec. 14. Section 10-145j of the general statutes is repealed and the
1265 following is substituted in lieu thereof (*Effective July 1, 2009*):

1266 (a) [The] Prior to July 1, 2011, the Department of Education may
1267 permit qualified graduates of a national corps of teachers' training
1268 program, approved by the Commissioner of Education, to be
1269 employed under a durational shortage area permit in public schools
1270 located in the towns of Bridgeport, Hartford and New Haven and state
1271 charter schools located in Stamford.

1272 (b) Such persons may only be employed in a position at the
1273 elementary or secondary level where no certified teacher suitable to
1274 the position is available. Such persons shall (1) be enrolled in a
1275 planned program leading to certification in the subject area they are
1276 teaching, or enrolled in an approved alternate route to certification
1277 program or a program with state approval pending and that meets the
1278 standards for an alternate route to certification program, and (2) have
1279 completed at least twelve semester hours of credit or have passed the
1280 assessment approved by the State Board of Education in the subject
1281 area they will teach. The State Board of Education may grant a
1282 durational shortage area permit, endorsed consistent with this section,
1283 to a person who meets the qualifications for such permit as modified
1284 by this section. In granting such permits, the board shall give priority
1285 to addressing the needs of the schools operated by the boards of
1286 education for the towns of Bridgeport, Hartford and New Haven, and
1287 then to the needs of state charter schools located in [such towns]
1288 Bridgeport, Hartford, New Haven and Stamford. Such permit shall be
1289 valid for one year and shall be renewable once.

1290 Sec. 15. Section 10-145 of the general statutes is repealed and the
1291 following is substituted in lieu thereof (*Effective July 1, 2009*):

1292 (a) No teacher, supervisor, administrator, special service staff
1293 member or school superintendent, except as provided for in section 10-
1294 157, shall be employed in any of the schools of any local or regional
1295 board of education unless such person possesses an appropriate state
1296 certificate, nor shall any such person be entitled to any salary unless
1297 such person can produce such certificate dated previous to or the first
1298 day of employment, except as provided for in section 10-157; provided
1299 nothing herein contained shall be construed to prevent the board of
1300 education from prescribing qualifications additional to those
1301 prescribed by the regulations of the State Board of Education and
1302 provided nothing herein contained shall be construed to prevent any
1303 local or regional board of education from contracting with a licensed
1304 drivers' school approved by the Commissioner of Motor Vehicles for

1305 the behind-the-wheel instruction of a driver instruction course, to be
1306 given by driving instructors licensed by the Department of Motor
1307 Vehicles. No person shall be employed in any of the schools of any
1308 local or regional board of education as a substitute teacher unless such
1309 person holds a bachelor's degree. [provided the Commissioner of
1310 Education may waive such requirement for good cause upon the
1311 request of a superintendent of schools.]

1312 (b) If the State Board of Education determines that a local or
1313 regional board of education is not in compliance with any provision of
1314 sections 10-144o to 10-149, inclusive, as amended by this act, and
1315 section 10-220a, as amended by this act, the State Board of Education
1316 may require the local or regional board of education to forfeit of the
1317 total sum which is paid to such board of education from the State
1318 Treasury an amount to be determined by the State Board of Education,
1319 which amount shall be not less than one thousand dollars nor more
1320 than ten thousand dollars. The amount so forfeited shall be withheld
1321 from a grant payment, as determined by the commissioner, during the
1322 fiscal year following the fiscal year in which noncompliance is
1323 determined pursuant to this subsection. Notwithstanding the penalty
1324 provision of this section, the State Board of Education may waive such
1325 forfeiture if the board determines that the failure of the local or
1326 regional board of education to comply with such a provision was due
1327 to circumstances beyond its control.

1328 Sec. 16. Subsection (b) of section 10-220a of the general statutes is
1329 repealed and the following is substituted in lieu thereof (*Effective July*
1330 *1, 2009*):

1331 (b) Not later than a date prescribed by the commissioner, each local
1332 and regional board of education shall [develop, with the advice and
1333 assistance of the teachers and administrators employed by such
1334 boards, including representatives of the exclusive bargaining
1335 representative of such teachers and administrators chosen pursuant to
1336 section 10-153b, and such other resources as the board deems

1337 appropriate, a comprehensive professional development plan, to be
 1338 implemented not later than the school year 1994-1995] establish a
 1339 professional development committee consisting of certified employees,
 1340 and such other school personnel as the board deems appropriate,
 1341 including representatives of the exclusive bargaining representative
 1342 for such employees chosen pursuant to subsection (b) of section 10-153.
 1343 The duties of such committees shall include, but not be limited to, the
 1344 development, evaluation and annual updating of a comprehensive
 1345 local professional development plan for certified employees of the
 1346 district. Such plan shall: [be] (1) Be directly related to the educational
 1347 goals prepared by the local or regional board of education pursuant to
 1348 subsection (b) of section 10-220, (2) on and after July 1, 2011, be
 1349 developed with full consideration of the priorities and needs related to
 1350 student outcomes as determined by the State Board of Education, and
 1351 [shall] (3) provide for the ongoing and systematic assessment and
 1352 improvement of both teacher evaluation and professional
 1353 development of the professional staff members of each such board,
 1354 including personnel management and evaluation training or
 1355 experience for administrators, shall be related to regular and special
 1356 student needs and may include provisions concerning career
 1357 incentives and parent involvement. The State Board of Education shall
 1358 develop guidelines to assist local and regional boards of education in
 1359 determining the objectives of the plans and in coordinating staff
 1360 development activities with student needs and school programs.

1361 Sec. 17. Subsection (a) of section 17a-101i of the general statutes is
 1362 repealed and the following is substituted in lieu thereof (*Effective July*
 1363 *1, 2009*):

1364 (a) Notwithstanding any provision of the general statutes, after an
 1365 investigation has been completed and the Commissioner of Children
 1366 and Families, based upon the results of the investigation, has
 1367 reasonable cause to believe that a child has been abused by a school
 1368 employee who holds a certificate, permit or authorization issued by
 1369 the State Board of Education, and the commissioner has recommended

1370 that such employee be placed on the child abuse and neglect registry
 1371 established pursuant to section 17a-101k, the commissioner shall, not
 1372 later than five working days after such finding, notify the employing
 1373 superintendent of such finding and shall provide records, whether or
 1374 not created by the department, concerning such investigation to the
 1375 superintendent who shall suspend such school employee. The
 1376 commissioner shall provide such notice whether or not the child was a
 1377 student in the employing school or school district. Such suspension
 1378 shall be with pay and shall not result in the diminution or termination
 1379 of benefits to such employee. Within seventy-two hours after such
 1380 suspension the superintendent shall notify the local or regional board
 1381 of education and the Commissioner of Education, or the
 1382 commissioner's representative, of the reasons for and conditions of the
 1383 suspension. The superintendent shall disclose such records to the
 1384 Commissioner of Education and the local or regional board of
 1385 education or its attorney for purposes of review of employment status
 1386 or the status of such employee's certificate, permit or authorization.
 1387 The suspension of a school employee employed in a position requiring
 1388 a certificate shall remain in effect until the board of education acts
 1389 pursuant to the provisions of section 10-151. If the contract of
 1390 employment of such certified school employee is terminated, the
 1391 superintendent shall notify the Commissioner of Education, or the
 1392 commissioner's representative, within seventy-two hours after such
 1393 termination. Upon receipt of such notice from the superintendent, the
 1394 Commissioner of Education may commence certification revocation
 1395 proceedings pursuant to the provisions of subsection [(m)] (j) of
 1396 section 10-145b. Notwithstanding the provisions of sections 1-210 and
 1397 1-211, information received by the Commissioner of Education, or the
 1398 commissioner's representative, pursuant to this section shall be
 1399 confidential subject to regulations adopted by the State Board of
 1400 Education under section 10-145g.

1401 Sec. 18. Subdivision (2) of subsection (c) of section 20-195o of the
 1402 general statutes is repealed and the following is substituted in lieu
 1403 thereof (*Effective July 1, 2009*):

1404 (2) A person licensed pursuant to this chapter who holds a
 1405 professional educator certificate that is endorsed for school social work
 1406 and issued by the State Board of Education pursuant to sections 10-
 1407 144o to 10-149, inclusive, may satisfy the continuing education
 1408 requirements contained in regulations adopted pursuant to this section
 1409 by successfully completing professional development activities
 1410 pursuant to subsection [(l)] (i) of section 10-145b, provided the number
 1411 of continuing education hours completed by such person is equal to
 1412 the number of hours per registration period required by such
 1413 regulations. For purposes of this subdivision, "registration period"
 1414 means the one-year period during which a license has been renewed in
 1415 accordance with section 19a-88 and is current and valid.

1416 Sec. 19. (*Effective from passage*) For the fiscal year ending June 30,
 1417 2010, notwithstanding any provision of the general statutes or any
 1418 special act, municipal charter, home rule ordinance or other ordinance,
 1419 the board of finance in each town having a board of finance, the board
 1420 of selectmen in each town having no board of finance or the authority
 1421 making appropriations for the school district for each town may
 1422 reduce its budgeted appropriation to the local or regional board of
 1423 education by an amount up to the limit of funds received directly by
 1424 such board from the State Fiscal Stabilization Fund pursuant to Title
 1425 XIV of the American Recovery and Reinvestment Act of 2009, P.L. 111-
 1426 5, for such fiscal year, provided that upon passage of the municipal
 1427 budget prior to June 30, 2009, such board of finance or such authority
 1428 making appropriations for the school district for each town failed to
 1429 account for the direct provision of such fiscal stabilization funds to
 1430 such local or regional boards of education.

1431 Sec. 20. Section 10-66o of the general statutes is repealed and the
 1432 following is substituted in lieu thereof (*Effective July 1, 2009*):

1433 The Department of Education shall encourage the use of regional
 1434 educational service centers as providers of goods and services for local
 1435 and regional boards of education and may award special consideration

1436 to grant applications that indicate the use of services of regional
1437 educational service centers or joint purchasing agreements among
1438 boards of education for the purpose of purchasing instructional or
1439 other supplies, testing materials, special education services, health care
1440 services or food or food services.

1441 Sec. 21. Section 10-158a of the general statutes is repealed and the
1442 following is substituted in lieu thereof (*Effective July 1, 2009*):

1443 (a) Any two or more boards of education may, in writing, agree to
1444 establish cooperative arrangements to provide school accommodations
1445 services, programs or activities, special education services or health
1446 care services to enable such boards to carry out the duties specified in
1447 the general statutes. Such arrangements may include the establishment
1448 of a committee to supervise such programs, the membership of the
1449 committee to be determined by the agreement of the cooperating
1450 boards. Such committee shall have the power, in accordance with the
1451 terms of the agreement, to (1) apply for, receive directly and expend on
1452 behalf of the school districts which have designated the committee an
1453 agent for such purpose any state or federal grants which may be
1454 allocated to school districts for specified programs, the supervision of
1455 which has been delegated to such committee, provided such grants are
1456 payable before implementation of any such program or are to
1457 reimburse the committee pursuant to subsection (d) of this section for
1458 transportation provided to a school operated by a cooperative
1459 arrangement; (2) receive and disburse funds appropriated to the use of
1460 such committee by the cooperating school districts, the state or the
1461 United States, or given to the committee by individuals or private
1462 corporations; (3) hold title to real or personal property in trust, or as
1463 otherwise agreed to by the parties, for the appointing boards; (4)
1464 employ personnel; (5) enter into contracts; [.] and (6) otherwise
1465 provide the specified programs, services and activities. Teachers
1466 employed by any such committee shall be subject to the provisions of
1467 the general statutes applicable to teachers employed by the board of
1468 education of any town or regional school district. For purposes of this

1469 section, the term "teacher" shall include each professional employee of
1470 a committee below the rank of superintendent who holds a regular
1471 certificate issued by the State Board of Education and who is in a
1472 position requiring such certification.

1473 (b) Subject to the provisions of subsection (c) of this section, any
1474 board of education may withdraw from any agreement entered into
1475 under subsection (a) if, at least one year prior to the date of the
1476 proposed withdrawal, it gives written notice of its intent to do so to
1477 each of the other boards. Upon withdrawal by one or more boards of
1478 education, two or more boards of education may continue their
1479 commitment to the agreement. If two or more boards of education
1480 continue the arrangement, then such committee established within the
1481 arrangement may continue to hold title to any real or personal
1482 property given to or purchased by the committee in trust for all the
1483 boards of education which entered the agreement, unless otherwise
1484 provided in the agreement or by law or by the grantor or donor of
1485 such property. Upon dissolution of the committee, any property held
1486 in trust shall be distributed in accordance with the agreement, if such
1487 distribution is not contrary to law.

1488 (c) If a cooperative arrangement receives a grant for a school
1489 building project pursuant to chapter 173, the cooperative arrangement
1490 shall use the building for which the grant was provided for a period of
1491 not less than twenty years after completion of such project. If the
1492 cooperative arrangement ceases to use the building for the purpose for
1493 which the grant was provided, the Commissioner of Education shall
1494 determine whether (1) title to the building and any legal interest in
1495 appurtenant land reverts to the state or (2) the cooperative
1496 arrangement reimburses the state an amount equal to ten per cent of
1497 the eligible school building project costs of the project.

1498 (d) Any cooperative arrangement established pursuant to this
1499 section, or any local or regional board of education which is a member
1500 of such a cooperative arrangement which transports students to a

1501 school operated by such cooperative arrangement shall be reimbursed
1502 in accordance with the provisions of section 10-266m. At the end of
1503 each school year, any such cooperative arrangement or local or
1504 regional board of education which provides such transportation shall
1505 file an application for reimbursement on a form provided by the
1506 Department of Education.

1507 Sec. 22. Section 10-66ee of the general statutes is repealed and the
1508 following is substituted in lieu thereof (*Effective July 1, 2009*):

1509 (a) For the purposes of education equalization aid under section 10-
1510 262h a student enrolled (1) in a local charter school shall be considered
1511 a student enrolled in the school district in which such student resides,
1512 and (2) in a state charter school shall not be considered a student
1513 enrolled in the school district in which such student resides.

1514 (b) The local board of education of the school district in which a
1515 student enrolled in a local charter school resides shall pay, annually, in
1516 accordance with its charter, to the fiscal authority for the charter school
1517 for each such student the amount specified in its charter, including the
1518 reasonable special education costs of students requiring special
1519 education. The board of education shall be eligible for reimbursement
1520 for such special education costs pursuant to section 10-76g.

1521 (c) (1) The state shall pay in accordance with this subsection, to the
1522 fiscal authority for a state charter school for each student enrolled in
1523 such school, for the fiscal year ending June 30, 2006, seven thousand
1524 six hundred twenty-five dollars, for the fiscal year ending June 30,
1525 2007, eight thousand dollars, for the fiscal year ending June 30, 2008,
1526 eight thousand six hundred fifty dollars, for the fiscal year ending June
1527 30, 2009, nine thousand three hundred dollars. Such payments shall be
1528 made as follows: Twenty-five per cent of the amount not later than
1529 July fifteenth and September fifteenth based on estimated student
1530 enrollment on May first, and twenty-five per cent of the amount not
1531 later than January fifteenth and the remaining amount not later than
1532 April fifteenth, each based on student enrollment on October first. If

1533 the total amount appropriated for grants pursuant to this subdivision
1534 exceeds eight thousand six hundred fifty dollars per student for the
1535 fiscal year ending June 30, 2008, and exceeds nine thousand three
1536 hundred dollars for the fiscal year ending June 30, 2009, the amount of
1537 such grants payable per student shall be increased proportionately,
1538 except that such per student increase shall not exceed seventy dollars.
1539 Any amount of such appropriation remaining after such per student
1540 increase may be used by the Department of Education for
1541 supplemental grants to interdistrict magnet schools pursuant to
1542 subdivision (2) of subsection (c) of section 10-264*l* to pay for a portion
1543 of the audit required pursuant to section 10-66*ll*, to pay for expenses
1544 incurred by the Department of Education to ensure the continuity of a
1545 charter school where required by a court of competent jurisdiction and,
1546 in consultation with the Secretary of the Office of Policy and
1547 Management, to pay expenses incurred in the creation of a school
1548 pursuant to section 10-74g. For the fiscal year ending June 30, 2005,
1549 such increase shall be limited to one hundred ten dollars per student.
1550 (2) In the case of a student identified as requiring special education, the
1551 school district in which the student resides shall: (A) Hold the
1552 planning and placement team meeting for such student and shall
1553 invite representatives from the charter school to participate in such
1554 meeting; and (B) pay the state charter school, on a quarterly basis, an
1555 amount equal to the difference between the reasonable cost of
1556 educating such student and the sum of the amount received by the
1557 state charter school for such student pursuant to subdivision (1) of this
1558 subsection and amounts received from other state, federal, local or
1559 private sources calculated on a per pupil basis. Such school district
1560 shall be eligible for reimbursement pursuant to section 10-76g. The
1561 charter school a student requiring special education attends shall be
1562 responsible for ensuring that such student receives the services
1563 mandated by the student's individualized education program whether
1564 such services are provided by the charter school or by the school
1565 district in which the student resides.

1566 (d) On or before October fifteenth of the fiscal years beginning July

1567 1, 2001, and July 1, 2002, the Commissioner of Education shall
1568 determine if the enrollment in the program for the fiscal year is below
1569 the number of students for which funds were appropriated. If the
1570 commissioner determines that the enrollment is below such number,
1571 the additional funds shall not lapse but shall be used by the
1572 commissioner for (1) grants for interdistrict cooperative programs
1573 pursuant to section 10-74d, (2) grants for open choice programs
1574 pursuant to section 10-266aa, or (3) grants for interdistrict magnet
1575 schools pursuant to section 10-264l, as amended by this act.

1576 (e) Notwithstanding any provision of the general statutes to the
1577 contrary, if at the end of a fiscal year amounts received by a state
1578 charter school, pursuant to subdivision (1) of subsection (c) of this
1579 section, are unexpended, the charter school (1) may use, for the
1580 expenses of the charter school for the following fiscal year, up to ten
1581 per cent of such amounts, and (2) may (A) create a reserve fund to
1582 finance a specific capital or equipment purchase or another specified
1583 project as may be approved by the commissioner, and (B) deposit into
1584 such fund up to five per cent of such amounts.

1585 (f) The local or regional board of education of the school district in
1586 which the charter school is located shall provide transportation
1587 services for students of the charter school who reside in such school
1588 district pursuant to section 10-273a unless the charter school makes
1589 other arrangements for such transportation. Any local or regional
1590 board of education may provide transportation services to a student
1591 attending a charter school outside of the district in which the student
1592 resides and, if it elects to provide such transportation, shall be
1593 reimbursed pursuant to section 10-266m for the reasonable costs of
1594 such transportation. Any local or regional board of education
1595 providing transportation services under this subsection may suspend
1596 such services in accordance with the provisions of section 10-233c. The
1597 parent or guardian of any student denied the transportation services
1598 required to be provided pursuant to this subsection may appeal such
1599 denial in the manner provided in sections 10-186 and 10-187.

1600 (g) Charter schools shall be eligible to the same extent as boards of
1601 education for any grant for special education, competitive state grants
1602 and grants pursuant to sections 10-17g and 10-266w.

1603 (h) If the commissioner finds that any charter school uses a grant
1604 under this section for a purpose that is inconsistent with the provisions
1605 of this part, the commissioner may require repayment of such grant to
1606 the state.

1607 (i) Charter schools shall receive, in accordance with federal law and
1608 regulations, any federal funds available for the education of any pupils
1609 attending public schools.

1610 (j) The governing council of a charter school may (1) contract or
1611 enter into other agreements for purposes of administrative or other
1612 support services, transportation, plant services or leasing facilities or
1613 equipment, and (2) receive and expend private funds or public funds,
1614 including funds from local or regional boards of education and funds
1615 received by local charter schools for out-of-district students, for school
1616 purposes.

1617 (k) If in any fiscal year, more than one new state charter school is
1618 approved pursuant to section 10-66bb and is awaiting funding
1619 pursuant to the provisions of this section, the State Board of Education
1620 shall determine which school is funded first based on a consideration
1621 of the following factors in order of importance as follows: (1) Whether
1622 the applicant has a demonstrated record of academic success by
1623 students, (2) whether the school is located in a school district with a
1624 demonstrated need for student improvement, and (3) whether the
1625 applicant has plans concerning the preparedness of facilities, staffing
1626 and outreach to students.

1627 (l) Within available appropriations, the state may provide a grant in
1628 an amount not to exceed seventy-five thousand dollars to any newly
1629 approved state charter school that assists the state in meeting the goals
1630 of the 2008 stipulation and order for Milo Sheff, et al. v. William A.

1631 O'Neill, et al., as determined by the Commissioner of Education, for
1632 start-up costs associated with the new charter school program.

1633 (m) Charter schools may, to the same extent as local and regional
1634 boards of education, enter into cooperative arrangements as described
1635 in section 10-158a, as amended by this act, provided such
1636 arrangements are approved by the Commissioner of Education. Any
1637 state charter school participating in a cooperative arrangement under
1638 this subsection shall maintain its status as a state charter school and
1639 not be excused from any obligations pursuant to sections 10-66aa to 10-
1640 66ll, inclusive, as amended by this act.

1641 Sec. 23. (NEW) (*Effective from passage*) (a) On or before September 1,
1642 2009, the Board of Trustees of the Community-Technical Colleges shall
1643 appoint and convene an oversight board for the purposes of carrying
1644 out the provisions of subsection (b) of this section. Such board shall
1645 include: (1) A representative of the faculty of Norwalk Community
1646 College; (2) a representative of the faculty of the J. M. Wright Technical
1647 High School; (3) four representatives from trade vocations; (4) two
1648 representatives of the business community; and (5) a representative of
1649 a chamber of commerce. The president of Norwalk Community
1650 College shall serve as the oversight board's chairperson.

1651 (b) On or before January 1, 2010, the oversight board established
1652 pursuant to subsection (a) of this section, in consultation with the
1653 Board of Trustees of the Community-Technical Colleges and the
1654 Commissioner of Education, shall establish, within existing budgetary
1655 resources and staffing levels, a pilot program to operate during the
1656 school year commencing July 1, 2010, and each school year thereafter,
1657 to allow students to complete courses at the J. M. Wright Technical
1658 High School for college credit at Norwalk Community College. Such
1659 program shall coordinate courses between the J. M. Wright Technical
1660 High School and Norwalk Community College and provide students
1661 with access to vocational employment or postsecondary education.

1662 (c) On or before June 30, 2011, and annually thereafter, the Board of

1663 Trustees of the Community-Technical Colleges and the Commissioner
1664 of Education shall report, in accordance with the provisions of section
1665 11-4a of the general statutes, to the joint standing committees of the
1666 General Assembly having cognizance of matters relating to education
1667 and higher education and employment advancement on the
1668 curriculum offered as part of the pilot program and the number of
1669 students who have earned course credit under the program established
1670 in subsection (b) of this section.

1671 Sec. 24. Subsection (j) of section 10-264l of the general statutes is
1672 repealed and the following is substituted in lieu thereof (*Effective July*
1673 *1, 2009*):

1674 (j) (1) After accommodating students from participating districts in
1675 accordance with an approved enrollment agreement, an interdistrict
1676 magnet school operator that has unused student capacity may enroll
1677 directly into its program any interested student. A student from a
1678 district that is not participating in an interdistrict magnet school or the
1679 interdistrict student attendance program pursuant to section 10-266aa
1680 to an extent determined by the Commissioner of Education shall be
1681 given preference. The local or regional board of education otherwise
1682 responsible for educating such student shall contribute funds to
1683 support the operation of the interdistrict magnet school in an amount
1684 equal to the per student tuition, if any, charged to participating
1685 districts.

1686 (2) For the fiscal year ending June 30, 2009, any tuition charged to a
1687 local or regional board of education by a regional educational service
1688 center operating an interdistrict magnet school shall be in an amount
1689 equal to at least seventy-five per cent of the difference between (A) the
1690 average per pupil expenditure of the magnet school for the prior fiscal
1691 year, and (B) the amount of any per pupil state subsidy calculated
1692 under subsection (c) of this section plus any revenue from other
1693 sources calculated on a per pupil basis, provided no increase in tuition
1694 charged on a per pupil basis shall be more than ten per cent of that

1695 charged for the previous fiscal year. If any such board of education
1696 fails to pay such tuition, the commissioner may withhold from such
1697 board's town or towns a sum payable under section 10-262i in an
1698 amount not to exceed the amount of the unpaid tuition to the magnet
1699 school and pay such money to the fiscal agent for the magnet school as
1700 a supplementary grant for the operation of the interdistrict magnet
1701 school program.

1702 (3) A participating district shall provide opportunities for its
1703 students to attend an interdistrict magnet school in a number that is at
1704 least equal to the number specified in any written agreement with an
1705 interdistrict magnet school operator or in a number that is at least
1706 equal to the average number of students that the participating district
1707 enrolled in such magnet school during the previous three school years.

1708 (4) On or before May 15, 2010, and annually thereafter, each
1709 interdistrict magnet school operator shall provide written notification
1710 to any school district that is otherwise responsible for educating a
1711 student who resides in such school district and will be enrolled in an
1712 interdistrict magnet school under the operator's control for the
1713 following school year. Such notification shall include the number of
1714 any such students, by grade, who will be enrolled in an interdistrict
1715 magnet school under the control of such operator, the name of the
1716 school in which such student has been placed and the amount of
1717 tuition to be charged to the local or regional board of education for
1718 such student. Such notification shall represent an estimate of the
1719 number of students expected to attend such interdistrict magnet
1720 schools in the following school year, but shall not be deemed to limit
1721 the number of students who may enroll in such interdistrict magnet
1722 schools for such year.

1723 Sec. 25. (*Effective July 1, 2009*) Notwithstanding the student
1724 admission criteria and procedures under subdivision (8) of subsection
1725 (d) of section 10-66bb of the general statutes, for the school years
1726 commencing July 1, 2011, to July 1, 2015, inclusive, there shall be a

1727 pilot program administered at the charter school that will operate at
 1728 the former Timothy Dwight Elementary School in the town of New
 1729 Haven that allows any student residing within a one-half mile radius
 1730 of said school and who wants to attend said school shall be enrolled at
 1731 said school.

1732 Sec. 26. Sections 10-145e, 10-146d and 10-146e of the general statutes
 1733 are repealed. (*Effective July 1, 2009*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	10-145a
Sec. 2	<i>July 1, 2009</i>	10-145b
Sec. 3	<i>July 1, 2009</i>	10-145f
Sec. 4	<i>July 1, 2009</i>	10-145h(d)
Sec. 5	<i>July 1, 2009</i>	10-145i
Sec. 6	<i>July 1, 2009</i>	10-146b(a)
Sec. 7	<i>July 1, 2009</i>	10-146c
Sec. 8	<i>July 1, 2009</i>	10-221d
Sec. 9	<i>July 1, 2009</i>	10-144o(7)
Sec. 10	<i>July 1, 2009</i>	New section
Sec. 11	<i>July 1, 2009</i>	New section
Sec. 12	<i>July 1, 2009</i>	New section
Sec. 13	<i>July 1, 2009</i>	New section
Sec. 14	<i>July 1, 2009</i>	10-145j
Sec. 15	<i>July 1, 2009</i>	10-145
Sec. 16	<i>July 1, 2009</i>	10-220a(b)
Sec. 17	<i>July 1, 2009</i>	17a-101i(a)
Sec. 18	<i>July 1, 2009</i>	20-195o(c)(2)
Sec. 19	<i>from passage</i>	New section
Sec. 20	<i>July 1, 2009</i>	10-66o
Sec. 21	<i>July 1, 2009</i>	10-158a
Sec. 22	<i>July 1, 2009</i>	10-66ee
Sec. 23	<i>from passage</i>	New section
Sec. 24	<i>July 1, 2009</i>	10-264l(j)
Sec. 25	<i>July 1, 2009</i>	New section
Sec. 26	<i>July 1, 2009</i>	Repealer section